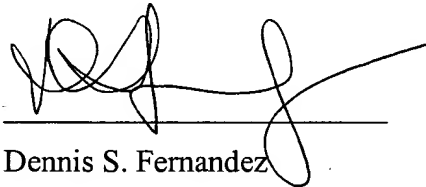


REMARKS

This preliminary amendment and RCE application are in response to examiner advisory action dated 08/13/2004, still rejecting claims 1, 2, 4-8, and 19-20 per 35USC102b over Levergood (US.PAT 5708780), and claims 3 and 9-18 per 35USC103a over Levergood and Hoffberg (US.PAT 5775357). Applicants amend claims 1, 9 and 19 to specify patentably over such references among other things "wherein at least one of the classified clients comprises an appliance for enabling digital media play-back interactively between the appliance and the server, whereby the server may sense one or more appliance attribute from the group consisting of an appliance model number, a multimedia play-back capacity, an entertainment preference, a budget allowance, and a schedule availability." Support appears in specification page 20, lines 5-7.

Respectfully submitted,



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